

For damages alleged to have been sustained as a result of a vehicular accident on May 30, 2003 at I-20 eastbound ramp at Boulevard, SE.

THIS ADVERSE REPORT IS APPROVED

BY:

**JERRY L. DELOACH**  
**DEPUTY CITY ATTORNEY**

# ADVERSE REPORT

**PUBLIC SAFETY &**

LEGAL ADMINISTRATION COMMITTEE

DATE:

CHAIR

[illegible]



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

October 17, 2003

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

Scott A. I. Hart  
Attorney At Law  
1800 Peachtree St., NW  
Suite 800  
Atlanta, GA 30309

03-R-1532

RE: Charles Williams

Dear Attorney Hart:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on October 06, 2003. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0719

Date: September 11, 2003

Claimant /Victim CHARLES WILLIAMS  
BY:(Atty.) Scott A. I. Hart  
Address: 1800 Peachtree Street, NW, Suite 800, Atlanta, Georgia 30309  
Subrogation: Claim for Property damage \$ Bodily Injury \$ Not Stated  
Date of Notice: 09/03/03 Method: Written, proper X Improper     
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 05/30/03 Place: I-20 eastbound ramp at Boulevard, SE  
Department    Bureau:     
Employee involved    Disciplinary Action:   

NATURE OF CLAIM: The claimant alleges he was injured when he was involved in a vehicular accident with a City vehicle. However, the investigation determined that the other vehicle involved was owned by the State of Georgia and operated by an employee of the Georgia Department of Transportation. The claimant has been advised to pursue his claim with the State of Georgia.

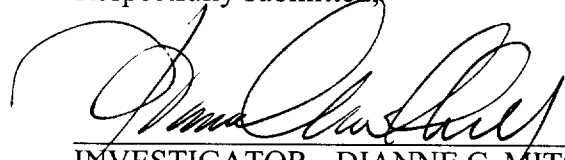
INVESTIGATION:

Statements: City employee    Claimant    Others    Written    Oral     
Pictures    Diagrams    Reports: Police X Dept Report    Other     
Traffic citations issued: City Driver    Claimant Driver     
Citation disposition: City Driver    Claimant Driver   

BASIS OF RECOMMENDATION:

Function: Governmental    Ministerial     
Improper Notice    More than Six Months    Other    Damages reasonable     
City not involved X Offer rejected    Compromise settlement     
Repair/replacement by Ins. Co.    Repair/replacement by City Forces     
Claimant Negligent    City Negligent    Joint    Claim Abandoned   

Respectfully submitted,



INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$    Adverse X Account charged: 1A01    2J01    2H01    2P01     
Claims Manager:    Concur/date 09/15/03  
Committee Action:    Council Action

RCS# 5041  
10/06/03  
2:05 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 1-14

ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	B Boazman	NV Woolard

CONSENT I

10-06-03 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-1475	37. 03-R-1521	71. 03-R-1555
2. 03-O-1471	38. 03-R-1522	72. 03-R-1556
3. 03-O-1438	39. 03-R-1523	73. 03-R-1557
4. 03-O-1442	40. 03-R-1524	74. 03-R-1558
5. 03-O-1452	41. 03-R-1525	75. 03-R-1559
6. 03-O-1380	42. 03-R-1526	76. 03-R-1560
7. 03-O-1478	43. 03-R-1527	77. 03-R-1561
8. 03-O-1479	44. 03-R-1528	78. 03-R-1562
9. 03-O-0953	45. 03-R-1529	79. 03-R-1563
10. 03-O-1455	46. 03-R-1530	80. 03-R-1564
11. 03-O-1476	47. 03-R-1531	81. 03-R-1565
12. 03-O-1481	48. 03-R-1532	82. 03-R-1566
13. 03-R-1498	49. 03-R-1533	83. 03-R-1567
14. 03-R-1499	50. 03-R-1534	84. 03-R-1568
15. 03-R-1582	51. 03-R-1535	85. 03-R-1569
16. 03-R-1583	52. 03-R-1536	86. 03-R-1570
17. 03-R-1502	53. 03-R-1537	87. 03-R-1571
18. 03-R-1503	54. 03-R-1538	88. 03-R-1572
19. 03-R-1505	55. 03-R-1539	89. 03-R-1573
20. 03-R-1506	56. 03-R-1540	90. 03-R-1574
21. 03-R-1507	57. 03-R-1541	91. 03-R-1575
22. 03-R-1488	58. 03-R-1542	92. 03-R-1576
23. 03-R-1489	59. 03-R-1543	93. 03-R-1577
24. 03-R-1490	60. 03-R-1544	94. 03-R-1578
25. 03-R-1491	61. 03-R-1545	
26. 03-R-1492	62. 03-R-1546	
27. 03-R-1495	63. 03-R-1547	
28. 03-R-1513	64. 03-R-1548	
29. 03-R-1514	65. 03-R-1549	
30. 03-R-1515	66. 03-R-1550	
31. 03-R-1516	67. 03-R-1551	
32. 03-R-1517	68. 03-R-1552	
33. 03-R-1518	69. 03-R-1553	
34. 03-R-1519	70. 03-R-1554	
35. 03-R-1520		
36. 03-R-1579		

Consent I Vote: 13 Yeas; 0Nays: (See RCS #5041)